

Attorney's Docket No. HTC-003

DECLARATION AND POWER OF ATTORNEY

As the below named inventor, I hereby declare that:

The residence, mailing address and citizenship are stated below next to my name.

I believe that I am the original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled "METHOD FOR SURGICALLY JOINING A VENTRICULAR ASSIST DEVICE TO THE CARDIOVASCULAR SYSTEM OF A LIVING SUBJECT USING A PIERCING INTRODUCER ASSEMBLY", the Specification of which:

XXXX is attached hereto; or

_____ was filed on _____ as United States Application

Serial No. _____; and

_____ was filed on _____ as PCT International Application

No. _____.

I hereby state that I have received and understand the contents of the above-identified Specification, including the claims, as amended by any amendment specially referred to above.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in 35 U.S.C. 1.56, including material information which became available between the filing date of the prior application and the National or PCT International filing date of the continuation-in-part application, if applicable.

_____ I hereby claim foreign priority benefits under Title 35, United States Code, Sections 119 (a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below any foreign application for patent or inventor's certificate, or any PCT international application having a filing date before that of the application on which priority is claimed:

PRIOR FOREIGN APPLICATION(S)

Priority claimed

.....NONE.....
(Number) (Country) (Day/month/year/filed)

Yes

No

DIRECT INQUIRES TO THE ATTENTION OF: David Prashker, Esq.

DIRECT TELEPHONE CALLS TO: (978) 525-3794

DIRECT FACSIMILE TRANSMISSIONS TO: (978) 525-3791

DIRECT E-MAIL TRANSMISSIONS TO: bearbonz@earthlink.net

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Full Name of sole inventor: Ducksoo Kim

Inventor's Signature: _____ Date: _____

Residence: Dover, Massachusetts

Citizenship: U.S.

Mailing Address: 9 Cedarhill Road, Dover, MA 02030

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Ducksoo Kim
Serial No. : yet to be provided
Filed : herewith
For : "METHOD FOR SURGICALLY JOINING A
VENTRICULAR ASSIS DEVICE TO THE
CARDIOVASCULAR SYSTEM OF A LIVING SUBJECT
USING A PIERCING INTRODUCER ASSEMBLY"

Attorney's Docket No : HTC-003

WRITTEN ASSERTION OF SMALL ENTITY STATUS
PURSUANT TO 37 C.F.R. 1.27

Commissioner for Patents
P.O. Box 1450
Mail Stop: Patent Application
Alexandria, Virginia 22313-1450


Dear Sir:

Pursuant to the provisions of 37 C.F.R. 1.27 as amended and effective September 8, 2000 and in accordance with Section 1.27(c) in particular, the above-identified applicants hereby formally present and file their written assertion of entitlement to Small Entity Status.

Respectfully submitted,

DUCKSOO KIM

Date: Feb. 25, 2004
P.O. Box 5387
Magnolia, Massachusetts 01930
Tel.: (978) 525-3794

By: 
David Prashker
Reg. No. 29,693
Attorney for applicant